HON'BLE SHRI G.S. SINGHVI, THE CHIEF JUSTICE

WRIT PETITION No.23677 of 2000

Between:

Beeram Malla Reddy and another. … Petitioners

and

Union of India, represented by its Deputy Secretary to Government, Ministry of Home Affairs, Freedom Fighters Wing, Lok Nayak Bhavan, Khan Market, New Delhi and others.

… Respondents

: O R D E R :

Counsel for the Petitioners : Sri Tulasi Krishna, for Sri S. Satyam Reddy.

Counsel for respondent No. 1 : Sri A. Rajasekhar Reddy, Asst. Solicitor General of India.

Counsel for respondent No.2 to 6 : Government Pleader for Revenue.

8th August, 2006

In this petition, the petitioners have prayed for issue of a mandamus to respondents 1 to 5 to forward their verification reports to 1st respondent for consideration of their claim for grant of pension under "Swatantrata Sainik Samman Pension Scheme, 1980" (for short, ' the1980 Scheme').

I have heard learned counsel for the parties and perused the record including affidavit filed by respondent No.5.

In my opinion, it is not necessary to decide the writ petition by recording a detailed order because I feel that ends of justice would be met by directing the respondents to examine the claim and decide the same on furnishing of documents by the petitioners to substantiate their claim to be treated as freedom fighters.

Hence, the writ petition is disposed of in the following terms:

i) Within two months from today, the petitioners shall submit to the Secretary, Revenue Department, Government of Andhra Pradesh, documents in support of their claim for being treated as freedom fighters under the 1980 Scheme.

ii) Secretary, Revenue Department, Government of Andhra Pradesh shall forward the documents of the petitioners to the committee constituted by the State Government, vide G.O.Rt.No.1680 dated 2.8.2006. The committee shall consider the record and make appropriate recommendations within next two months.

iii) If the recommendations made by the committee are not in favour of the petitioners, then they be informed accordingly.

iv) If the committee makes recommendations in favour of the petitioners, then the same be forwarded by the Secretary, Revenue Department, Government of Andhra Pradesh to Deputy Secretary, Ministry of Home Affairs (Freedom Fighters Division), Government of India, New Delhi.

v) Within two months of receipt of the recommendations from the State Government, the concerned authority of the Central Government shall deal with it and decide the petitioners' case for grant of pension under the 1980 scheme and communicate the same to them.

G.S. SINGHVI, CJ

8th August, 2006

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